

# EXHIBIT 4

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3 UNITED STATES DISTRICT COURT

4 DISTRICT OF MASSACHUSETTS

5 No. 04-CV-11948-RGS

6 SEYED MOHSEN HOSSEINI-SEDEHY,

7 Plaintiff

8 vs.

9 ERIN T. WITHINGTON and the CITY

10 OF BOSTON,

11 Defendants

12  
13 DEPOSITION OF ERIN T. WITHINGTON

14 Thursday, March 31, 2005

15 10:00 a.m. - 4:32 p.m.

16 SMITH & DUGGAN LLP

17 55 Old Bedford Road

18 Lincoln, Massachusetts 01773-1125

19  
20  
21 FARMER ARSENAULT BROCK LLC

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23 Reporter: Cynthia C. Henderson/RPR  
24

Erin T. Withington - March 31, 2005

<p>22</p> <p>1 <b>complaint?</b></p> <p>2 A. No, I did not.</p> <p>3 <b>Q. So he volunteered the name Perry?</b></p> <p>4 A. Yes.</p> <p>5 <b>Q. Did he use the term "BS" or was he more</b></p> <p>6 <b>explicit?</b></p> <p>7 A. He was more explicit.</p> <p>8 <b>Q. He used a swear instead of using the term</b></p> <p>9 <b>BS?</b></p> <p>10 A. Yes, he did.</p> <p>11 <b>Q. After you tried contacting GES to get</b></p> <p>12 <b>Hosseini's name and phone number and a contact</b></p> <p>13 <b>number, you then indicated that the next action you</b></p> <p>14 <b>took in this investigation was to call back Joseph</b></p> <p>15 <b>Bavis?</b></p> <p>16 A. Yes.</p> <p>17 <b>Q. And the purpose of calling back Joseph</b></p> <p>18 <b>Bavis was to identify Mr. Hosseini and get a contact</b></p> <p>19 <b>number?</b></p> <p>20 A. I was trying to find somebody who would be</p> <p>21 cooperative, did they have someone else that would</p> <p>22 give me this information that was cooperative and</p> <p>23 wasn't so rude, and he gave me -- I can't remember</p> <p>24 the person's name. It's in my reports. He gave me</p>	<p>24</p> <p>1 given for Mr. Hosseini, and his voice mail does say,</p> <p>2 "You have reached Mr. Hosseini." I left him a</p> <p>3 message that there were allegations being made</p> <p>4 against him, I would like to speak with him if he</p> <p>5 would like to speak with me, and left him my phone</p> <p>6 number.</p> <p>7 <b>Q. Do you remember if Mr. Hosseini</b></p> <p>8 <b>called you before you went out on disability?</b></p> <p>9 A. I don't remember, but I don't believe he</p> <p>10 had. I think he was away. I don't believe he did.</p> <p>11 <b>Q. Was there any other action you took with</b></p> <p>12 <b>respect to this investigation before you went out on</b></p> <p>13 <b>disability on January 7th, 2004?</b></p> <p>14 A. I did speak with the attorney at the Hynes</p> <p>15 Convention Center to let them know that there was an</p> <p>16 investigation, that an allegation had occurred</p> <p>17 within the Hynes, but that didn't include, it didn't</p> <p>18 have anything to do with the Hynes itself, that</p> <p>19 something had occurred there, and they just asked me</p> <p>20 if I needed anything from them or if it came to a</p> <p>21 point where the Hynes Convention Center might be</p> <p>22 named as any type of party to this; if I could let</p> <p>23 them know. I said I would, and I just wanted them</p> <p>24 to know that I would be in and out of the building</p>
<p>23</p> <p>1 another name and cell phone number, and I called</p> <p>2 that person.</p> <p>3 <b>Q. A guy by the name of Dodd?</b></p> <p>4 A. I believe his name is Henry or Sam.</p> <p>5 <b>Q. In one of our reports you have a</b></p> <p>6 <b>Mr. Dodd.</b></p> <p>7 A. Yes.</p> <p>8 <b>Q. Does that name ring a bell?</b></p> <p>9 A. It does. I believe he told me his first</p> <p>10 name. I am not a hundred percent sure.</p> <p>11 <b>Q. And did you speak with this person that may</b></p> <p>12 <b>have been Mr. Dodd in person or on the telephone?</b></p> <p>13 A. On the telephone.</p> <p>14 <b>Q. And what information did you receive from</b></p> <p>15 <b>Mr. Dodd during that telephone conversation?</b></p> <p>16 A. I explained to him that I just needed to</p> <p>17 know Mr. Hosseini's name and a way to get in touch</p> <p>18 with him. He gave me his full name and he told me</p> <p>19 that -- he gave me his cell phone and he told me he</p> <p>20 thought he lived in Charlestown.</p> <p>21 <b>Q. After speaking with Mr. Dodd, what was the</b></p> <p>22 <b>next action you took with respect to this</b></p> <p>23 <b>investigation?</b></p> <p>24 A. I then called the telephone number I was</p>	<p>25</p> <p>1 and not to be surprised about that.</p> <p>2 <b>Q. What information did you receive from this</b></p> <p>3 <b>Hynes Convention Center attorney?</b></p> <p>4 A. I didn't really receive any information. I</p> <p>5 was letting him know that there was an investigation</p> <p>6 going on and that I didn't tell them what it was</p> <p>7 about, but there was an incident that had occurred,</p> <p>8 that I would be in and out, that the Boston police</p> <p>9 would be at the Hynes Convention Center.</p> <p>10 <b>Q. Do you remember if you did anything else</b></p> <p>11 <b>with respect to this investigation before you went</b></p> <p>12 <b>out on disability other than what you have just told</b></p> <p>13 <b>us?</b></p> <p>14 A. No, I don't believe I did.</p> <p>15 <b>Q. Now, you indicated that you came back to</b></p> <p>16 <b>work in March, did you?</b></p> <p>17 A. Yes.</p> <p>18 <b>Q. And what date did you come back to work?</b></p> <p>19 A. I want to say March 7th or 8th.</p> <p>20 <b>Q. When you got back to work do you know if</b></p> <p>21 <b>any other detective had done any investigation on</b></p> <p>22 <b>this case, these allegations, while you were on</b></p> <p>23 <b>leave, disability leave?</b></p> <p>24 A. No, they did not.</p>